

IN THE DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

HARVEY STEWART,

Plaintiff,

v.

ANTHONY J. PRINCIPI,
SECRETARY U.S. DEPARTMENT
OF VETERAN AFFAIRS,

Defendant.

CASE NO.: 04-11598-WGY

DEFENDANT'S CERTIFICATION OF COMPLIANCE
WITH LOCAL RULE 16.1(D)(3)

Defendant hereby certifies, pursuant to Local Rule 16.1(D)(3), that he has conferred with counsel on the following:

1. establishing a budget for the costs of conducting the full course, and various alternatives, of this litigation; and,
2. to consider the resolution of litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

ANTHONY J. PRINCIPI, Secretary,
Veterans' Affairs

By his attorney,

MICHAEL J. SULLIVAN
United States Attorney

By: /s/Edward B. Carney (per consent-BHS)
Edward B. Carney, Esq.
Department of Veterans Affairs
Office of Regional Counsel
200 Springs Road
Bedford, MA 01730
(781) 687-3608

By: /s/Barbara Healy Smith
Barbara Healy Smith
Assistant U.S. Attorney
1 Courthouse Way, Suite 9200
Boston, MA 02210
(617) 748-3263

December 1, 2004